

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

KENNETH BAKER and	:	
DAVID GREEN,	:	No. 1:18-cv-1366
Plaintiffs		
	:	
	:	(Judge Kane)
v.	:	
	:	(Magistrate Judge Carlson)
EUGENE LEITZEL,	:	
Defendant		
	:	
	:	

ORDER

Before the Court in the above-captioned action is the July 11, 2018 Report and Recommendation of Magistrate Judge Carlson. (Doc. No. 2.) No timely objections have been filed. **ACCORDINGLY**, on this 31st day of July 2018, upon independent review of the record and the applicable law, **IT IS ORDERED THAT**:

1. The Court **ADOPTS** the Report and Recommendation (Doc. No. 2), of Magistrate Judge Carlson;
2. Plaintiffs' complaint is **DISMISSED** for lack of federal jurisdiction over Plaintiffs' claims, without prejudice to Plaintiffs' ability to assert their claims in state court; and
3. The Clerk of Court is directed to **CLOSE** this case.

s/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania